

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

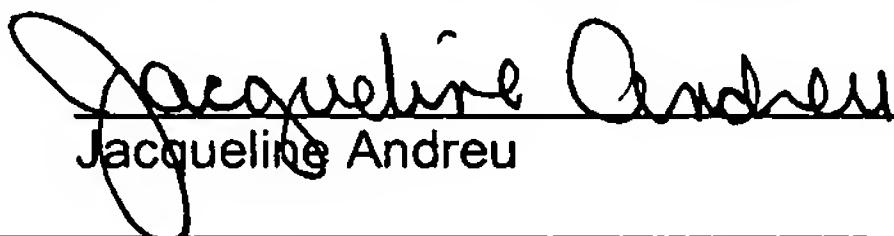
In re Application of: Babisch, et al.  
Serial No. 10/590,301  
Filing Date August 23, 2006  
Title: SYNERGISTIC ANTI-INFLAMMATORY COMPOSITIONS AND  
METHODS OF USE  
Docket No.: 068911-0169  
Confirmation No.: 7158

---

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Mail Stop PCT, Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted (571) 273-3201 to the USPTO, on the date indicated below.

Date: May 1, 2007



Jacqueline Andreu  
Jacqueline Andreu

---

**Mail Stop PCT**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Sir/Madam:

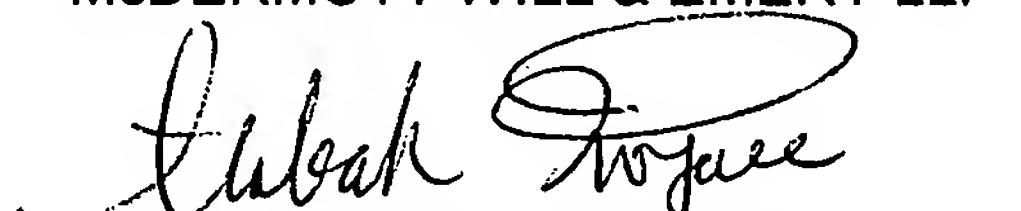
Enclosed herewith for filing in connection with the above-identified patent application are the following:

- 1) Response To Notice to File Missing Requirements (1 page);
- 2) Copy of Notice to File Missing Requirements Under 35 USC 371 (2 pages); and
- 3) Executed copy of Declaration and Power of Attorney (3 pages)

The Commissioner is hereby authorized to charge the surcharge fee of \$130.00 and/or any further fees which may become due and/or credit any overpayment to Deposit Account Number 50-1133.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Atabak R. Royaee, Reg. No. 59,037  
McDERMOTT WILL & EMERY, LLP  
28 State Street  
Boston, MA 02109  
Telephone: (617) 535-4108  
Facsimile: (617) 535-3800

---

Date: May 1, 2007

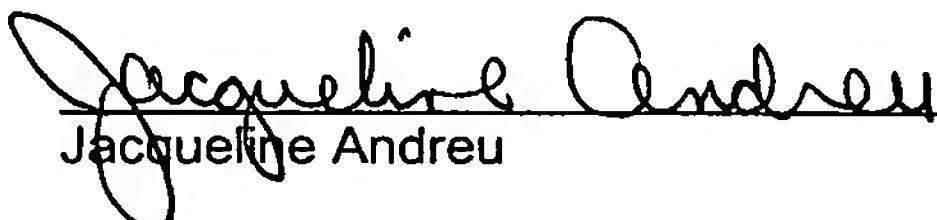
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Babisch, et al.  
Serial No. 10/590,301  
Filing Date August 23, 2006  
Title: SYNERGISTIC ANTI-INFLAMMATORY COMPOSITIONS AND  
METHODS OF USE  
Docket No.: 068911-0169  
Confirmation No.: 7158

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Mail Stop PCT, Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted (571-273-3201) to the USPTO, on the date indicated below.

Date: May 1, 2007

  
Jacqueline Andreu

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE  
UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Dear Sir/Madam:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated April 13 2007, Applicants enclose an executed copy Declaration for Utility or Design Patent Application and Power of Attorney.

The Commissioner is also hereby authorized to charge the surcharge fee of \$130.00 and/or any fees which may become due and/or credit any overpayment, to Deposit Account Number 50-1133.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

  
Atabak R. Royaee

Atabak R. Royaee, Reg. No. 59,037  
McDERMOTT WILL & EMERY, LLP  
28 State Street  
Boston, MA 02109  
Telephone: (617) 535-4108  
Facsimile: (617) 535-3800

RECEIVED

APR 17 2007



## UNITED STATES PATENT AND TRADEMARK OFFICE

SEARCHED

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 PO Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/590,301	John G. BABISH	068911-0169

INTERNATIONAL APPLICATION NO.

PCT/US05/06216

I.A. FILING DATE	PRIORITY DATE
02/26/2005	02/27/2004

Simona Levi-Minzi  
 McDermott Will & Emery  
 28 State Street  
 Boston, MA 02109

CONFIRMATION NO. 7158  
 371 FORMALITIES LETTER



\*OC000000023365620\*

Date Mailed: 04/13/2007

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/23/2006
- Copy of the International Search Report filed on 08/23/2006
- Request for Immediate Examination filed on 08/23/2006
- U.S. Basic National Fees filed on 08/23/2006
- Priority Documents filed on 08/23/2006

McDermott Will & Emery LLP  
 Re: MTPS-205  
 Action Date: 6/13/07  
 Action Due: MSS PARTS  
 Docketed By: Pat Date: 4/18/07

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,**

**WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

FRANCINE YOUNG

---

Telephone: (703) 308-9140 EXT 215

**PART 1 - ATTORNEY/APPLICANT COPY**

---

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/590,301	PCT/US05/06216	068911-0169

FORM PCT/DO/EO/905 (371 Formalities Notice)